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Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In re Applications of )  
 )  
ALGREG CELLULAR ENGINEERING ) CC DOCKET NO. 91-142  
 )  
et al. )  
 )

To: The Commission

**REQUEST FOR DISMISSAL  
OF PLEADING**

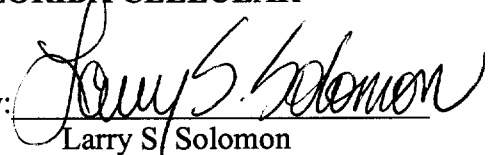
Florida Cellular, by its attorneys, hereby submits this Request for Dismissal in the above-captioned proceeding in order to dismiss, with prejudice, its July 16, 1997 Opposition to Petition For Reconsideration filed by Thomas Domencich, the Committee for a Fair Lottery, Applicants Against Lottery Abuse, Miller Communications, Inc., Skywave Partners, Inc., Buckhead Cellular Communications Partnership, Cellular Applicants' Coalition, and ZDT Partnership (collectively, the "Petitioners")

Florida Cellular is taking this action pursuant to a Settlement Agreement entered into with the Petitioners. Concurrently herewith, Florida and parties to similar settlement agreements are submitting a "Joint Notice of Settlement Agreements and Request For Rulings" and Petitioners are submitting a separate "Joint Motion for Rulings Regarding Settlement Agreements or, in the Alternative, for Approval and Partial Waiver". These submissions contain complete copies of the settlement agreements and Declarations of the parties in support thereof.

Additionally, the settlements contemplate that all pleadings directed against Florida Cellular also will be dismissed. Thus, the settlements contemplate the cessation of all litigation by and among the Petitioners and the other parties to the Consolidated Proceeding.

Respectfully submitted,  
**FLORIDA CELLULAR**

By:



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Dated: February 5, 1999

### **CERTIFICATE OF SERVICE**

I, Kay D. Dallosta, hereby certify that on this 5<sup>th</sup> day of February, 1999, I caused true and correct copies of the foregoing "REQUEST FOR DISMISSAL OF PLEADING" to be delivered via U.S. first class mail, postage prepaid, addressed to the following parties of record in CC Docket No. 91-142:

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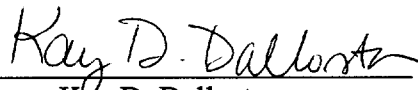
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\_\_\_\_\_  
Kay D. Dallosta

**\* By Hand**

Courtesy copies of the foregoing "Request for Dismissal" also were sent via U.S. first class mail, postage prepaid, to A. Thomas Carroccio, Esq., Harry F. Cole, Esq. and William J. Franklin, Esq., who are not parties of record in CC Docket No. 91-142.